App F IX-4

Previous References 1933-3 (Jul

Serial No.

Later References

P. 38

GENERAL AND REVENUE SECRETARIAT

Serial Nos Sc+

Part B for Nov: 34

SUBJECT

Construction of a Theatre Room
St Josephs Church Bangalore Cy by
Jno Hoskote Bhadrappa, Bangalore

Sc: 79) No L 6204 Dy 10-2-1934

WD 01965—GPB—15 000—7 7-34

The Jud Comm Bangalore
Returns the records Connected
with the above

12/10/31

NR File No 1 of 1933

Serial No	
11	Petition dated 8-8-33 from the Bishop of Mysore forwarding copy of letter from Rev Fr P M Briand, Parish Priest St Joseph's Church Bangalore city to the Municipal Commissioner Bangalore city requesting that license may not be granted for the proposed erection of a Cinema Hall by the side of the Church as it would be a great source of annoyance and disturbance to the Church) Dewan's orders on the petition If there is any information on this subject in the Secretariat please let me see the connected papers Initd M N K 10/8/33 2) No information is available in the Branch on the subject If approved, a report will be called for from the Municipal Commissioner, Bangalore city Submitted for orders 11/8 MV 3) Chief Secy) 11/8 ④ 1 ps To be treated as urgent, 2 The Bishop's letter should be acknd 3 Papers to be sent to Dewan ps pass 10/8 [illegible]

ML File No 1 of 1933 | General and Revenue Secretariat

From The Bishop of Mysore 12
No L 1282 dated 14-8-33
Acknowledges receipt of his letter and states that the matter is receiving attention

The Municipal Commissioner, Bangalore city
No L 1291, dated 15-8-33
Calls for a detailed report in the matter.

(8) Submitted with reference to Chief Secretary's Orders in para 4
RMM 15/8 AY

(9) For kind perusal
Dewan)
AY 15/8

(10) RMM 17/8/33
RR 17/8 7.30 —
JM 17/8

DEW 1315
16 AUG 1933

This matter needs an urgent reply
AY

Draft
17/8

Letter No L T 73 dated 31-8-1933 from the Municipal Commissioner, Bangalore city submitting a report in the matter.

(11) It is reported that one Mr Hoskote Bhadrappa has applied for license for the construction of a ~~Cinematograph~~ theatre on his site near the Church and that he has been called upon to furnish a mahazar signed by the neighbouring residents to the effect that they have no objection to the erection of a theatre and that the objection of Rev Fr P M Boland will also be considered

of a theatre near the St Joseph's
D.V. 1404 Church, Bangalore city

Serial No

The Municipal commissioner may perhaps be requested to submit a further report after the receipt of the mahazar from Mr Bhadrappa as regards the disposal of the objection of the church authorities Submitted for perusal and orders —

RMM 7/9 AN

Chief Secy) AMM 7/9

(12) I think the Munpl Comr may be advised that it is undesirable to grant permit a theatre to come into be built in the immediate neighbourhood of a church —

II Asst Secy & Dewan. Rg 8/9/33 AMM 8/9

SECRETARIAT PUBLIC 9 SEP 1933 N 1443

(13) Please note if the Comr has power to refuse permission under the City Mun Legn, as it is necessary to see that we can enforce our decision

(14) Urgent please. JJR 10/9

Rg 11/9 AMM 11/9

(15) Under Sec 245 (3) of the Bangalore city municipalities regulation 1933, the Municipal Commissioner has been invested with the powers of Govt to receive

regarding erection or re-erection of buildings within the City municipal limits.

The power under this section 115 relates to the passing of orders in respect of a notice of new buildings to the effect that

"(a) either permission may be given to construct, alter, add or reconstruct according to the plan or information furnished

or

(b) enquire in writing conditions in accordance with the regulations of the rules & bylaws made thereunder as to level, drainage etc or with reference to the location of the building in relation to any existing buildings or street existing or projected or the purpose for which the buildings is to be used

direct that the work shall not be proceeded with unless or until all questions connected with the respective location of the buildings etc have been decided to his satisfaction

(16) It will be seen from the above that there is no provision in the Regulations itself enabling the municipal Council to refuse altogether the grant of a license for a building. All that could be done is that in granting the license, conditions may

Serial No

be attached directing that the building be not used for the purpose of a Cinema.

(17) further the grant of the licence is regulated by the by-laws framed by the city ml bl for the construction of buildings & other structures about which notice has to be given to the ml corp as required under Sec 115 of the new city ml Regn (vide Secs of 2 to 96 of the ml Regn 1905)

* vide copy of the bylaws putup

These bylaws have been framed under Sec 48 (1) (xvi pp-q qq) of the old Regulation — vide Sec 57 (1) (vi s tt uu vv ww) of the new Regulation

e bylaw 1(b)

According to these bylaws, it is within the discretion of the Municipal Commissioner to refuse the grant of a license, in case it is found that the construction of the Cinema is likely to be a source of nuisance to the residents of the locality, which fact can be gathered by a Magistrate drawn up after enquiry on the spot —

Law section may also be consulted on the matter

(15) For favour of opinion

12/9/33 AM

Asst Secy Lawson

AM 12/9

case see the recent rules in the Regn viz repeal of pp of Sec 48(1) corresponds to 57(1)(s) of buildings other than [illegible] without [illegible] public record — 13

Read [illegible]

19) Under Section ~~115~~ 115 (1) of the City Municipalities Regulation, 1933 a person before he begins to construct any building has to give to the Municipal Council notice in writing and to furnish plans etc , as required by byelaws or any special order of the Municipal Council He is also required to mention the purpose for which the building will be used

20) On receipt of such a notice, the Municipal Council may do one of three things mentioned in Sub Section (2) of Section 115 hat is it may (a) either give permission or (b) impose in writing certain conditions mentioned in the Section or (c) direct that the work shall not be proceeded with unless and until certain questions have been decided to their satisfaction The Regulation does not authorise the Municipal Council to refuse permission in toto (1932 Bam 259) nor does it enable it to pass an order which practically amounts to a refusal (1925 Bam 345) What it can do is only to impose certain conditions and one of such conditions may be as regards the purpose for which the building to be constructed is to be used The condition must however be one in accordance with the Regulation and the rules and bylaws made thereunder

21) Now Clause (s) of Section 51 (1) enables the Municipal Council to make byelaws "regulating in -- localities intended for residential purposes, the erection or use of buildings for shops, market places manufactories places of public resort or for any other purpose" The byelaws of the Bangalore City

Serial No

Municipality do not seem to contain any provision empowering the Municipal Council to prohibit the construction or use of buildings in a residential quarter for purpose of a cinema or theatre It is also doubtful if under the powers to regulate given under Cl (s) the Municipal Council can make such a byelaw

22) In the case of Municipal Corporation of the City of Toronto v Virgo (1896 A C 88), the point has been established that a statutory power conferred upon a Municipal Council to make byelaws for regulating and governing a trade does not in the absence of an express power of prohibition, authorise the making it unlawful to carry on a lawful trade in a lawful manner In this case the statute gave power to the Council to pass byelaws for licensing regulating and governing hawkers or petty chapmen and other persons carrying on petty trades The byelaws framed by the Council prohibited the hawkers from prosecuting their calling or trade in certain streets in the City of Toronto The Privy Council held that this byelaw was ultravires Lord Davey in delivering the judgment of the Board conceded that the regulation and governance of a trade might involve the imposition of restrictions on its exercise both as to time and to a certain extent as to place, but he pointed out that there was a marked distinction to be drawn between the prohibition of a thing and the regulation or governance of it, for, as His Lordship made clear "a power to regulate and gover

WB 70—GBPM—60 000—13 8 31

seems to imply the continued existence of that which is to be regulated or governed

23) It therefore follows that no bye law can be made under Cl (s) of Section 51 by which the erection or use of buildings in residential quarters for purposes of a cinema or theatre can be prohibited The Municipal Council may however regulate such erection or use by prescribing a license to be taken in such cases and it may in suitable cases refuse such a license But in the absence of any such bye-law the Municipal Council cannot, it seems prevent the erection of a theatre on a private site, under Section 115 of the City Municipalites Regulation

117
Law

Forwarded with compliments to the Govt Advocate for favour of his views in the matter

B Yegnanarao
13/10/33

G O No p/42 & 32
dated 13/10/33

Proc 309/33-36
dt 14 to 33

General and Revenue Secretariat | File No | of 193

Serial No

o D07 78/33-34
D7 12 12 33

Returned with compliments

24) The main point for consideration is whether the Municipality has power to refuse absolutely the right to put up a structure as desired by the applicant because it might be a nuisance to the people who attend the church The powers of the Municipality are defined in section 96 (new section 115) of the Municipal Regulation That does not enable the Municipality to arbitrarily refuse a license but could only give certain directions or impose certain conditions

25) The power to make Bye-laws is given in section 51 of the New Regulation Clause (s) (old section 48, cl(pp)) thereof enables the Municipality to frame bye-laws - 'regulating the erection or use of buildings for grain shops or grain stores and regulating in localities intended for residential purposes the erection or use of buildings for shops, market-places manufactories, places of public resort or for any other purpose'

26) Some other clauses such as clause (t) in the same section enable the Municipality to frame bye-laws preventing the erection of buildings etc , The use of the word 'preventing' in some cases and the word 'regulating' in others is significant It suggests that the Municipality can have no power to frame bye-laws preventing the erection of buildings under clause (s)

18 DEC 1933

27) A recent decision of the Allahabad High Court reported x in I L.R. 55 Allahabad 538 (June 1933) is an authority for this position The learned Judges observe

WD 0484—GPB—15 000—12-10-33

Serial No

observe as follows -

> "A statutory power conferred upon the Municipal Council to make Bye-laws for regulating and governing a trade does not in the absence of an express power of prohibition, authorise the making of it unlawful to carry on a lawful trade in a ~~x~~lawful manner"

Theyfollow in this case, the decision of the ~~Xxxxx~~ Privy Council in Municipal Corporation of Toronto vs Virgo, (1896) A C 88

28) In the light of these authorities, the Municipal Council does not seem to possess the power of making bye-laws prohibiting the erection of buildings in cases coming under clause (s) Bye-law 13 (a) printed at page 69 of the Rules and Byes-laws of the Bangalore - City Municipality purporting to have been framed not under clause (pp) but under clause (n) and clause (p) of section 48, is as follows -

> "No shop or ~~xxxx~~ market place manufactories places of public resort etc , should be built in the midst of localities intended for residential purposes unless three-fourths of the number of owners in the block or area affected agree to the same"

This Bye-law which prohibits building of shops etc , ~~xxxxfaxx~~ seems to be therefore ultra vires

29) The observations on page 328 of Cumming's Book on the Bombay District Municipalities Act, based as it is on the observations of the Judges in the case reported in I L R 27 Bombay 221 are to the effect that the Municipality cannot absolutely prohibit any proposed erection on private land The same view is expressed in A I R 1925 Bombay, 345

30) Some changes are introduced in the new Regulation for

Serial No

for example under section 115 clause(1) the applicant is required to furnish all information regarding the - purpose for which the building will be used and under clause (2) (b) the Municipal Council may impose conditions 'in accordance with this regulation and the rules and bye-laws' as to the purpose for which the building is to be used

31) Even under the new Regulation, I do not think the Municipality can claim to prohibit the erection of a building absolutely

32) But the Bye-law above referred to has been in existence for nearly 20 years and it seems to have been acted upon right through I do not think the validity of that bye-law has been questioned so far by anybody If, therefore the said Bye-law has been in force all along, it is a point for consideration whether it is not desirable to enforce it leaving it to the parties concerned to agitate the question before a proper tribunal

Government Advocate
9/12/33

33) I find that Bye-law 13A referred to by the Govt Advocate is among the bunch bye-laws as printed at pp 67 70 of the Rules + Bye-laws of the B City Municipality (1916 Edn). These are now no longer in force and have been superseded by the bye-laws [illegible] as Govt Not No 1839/46 & 4-36- 15-3 dated [illegible]

by the Municipal Comr in his notice dated 31st May 1928 – A printed copy is herewith placed below for ready reference

34 It is therefore clear that as the law now stands, the erection of the theatre on the site in question cannot be prevented by the Municipal Comr by the exercise of his licensing power

Asst Secy Legl } With Comts } 15/12 14/12/33

117 / Law

35 – Refer Paras 13 & 14 Supra

Chief Secy) AGR 14/12

36 A S, Law | Pl see 15 DLC 03 – STARK

16/12/33

37 The Municipal Comr's letter of 31st aug 1933 says that on Bhadrappa's license application would be disposed of on merits after considering the objections raised by the Bishop of mysore It is learnt that the license has been refused and that on Bhadrappa is now constructing a theatre ~~on~~ on the site as proposed. This was submitted to the Chief Secy & he desires that the M'Corp may be further enquired in the matter and a definite report obtained, before ~~the legal proceedings~~

1164 / 1458

General and Revenue Secretariat — File No — of 1933-34 — [App F III—2

Serial No

passing any final orders in this file

36 He also directed that if the Municipality has under the present Regulation no power to prevent a theatre being constructed in a Residential quarter, the law has to be suitably amended to give such power to the Municipality this question may be taken up separately

39 for favour of further action
- Asst Secy R&E
- with comps

BDV 3/1/34

Please diagr to Rlc Com re A in the last para
dtm 3/1

Extract get typed for despatch
fmo 6/1/34

40 Subm^d with a draft letter to the Rl Com
fmo 4/1/34 AV

41 Despd dtm 4/1

TYPING SECTION 4 JAN 1934 ENL & REV SECT

55 To:- The Municipal Comm^r (thro the Deputy Comm^r)
No L 4954 Dy 5-1-34
calls for information as to how the license application has been disposed of etc

Letter No 4/To 256 dated 3-2-1934 from the Municipal Commissioner, Bangalore City stating that no makazar from the neighbouring residents has been received from Mr Hukkeri Bhadrappa & that no further action has been taken in the matter & requesting for the return of this office papers in the

Sent A
Sd 7/4/34
three Rly

WD 0434—GPB—15 000—12-10-33

1104 J 3721

Ml File No 1 of 1933 | General and Revenue Secretariat

Serial No

42 Submitted for perusal with reference to the Chief Secretary's orders referred to in para 37 supra

43 A draft to the Municipal Commissioner returning the records submitted for approval, as requested by him

Rmr 6/2/34

44 The license does not seem to have been definitely refused May the Ml Commr be asked if Mr Bhadrappa has dropped the idea of constructing the theatre as he has not so far produced the Malagar called for or the records recently returned without further enquiry?

Chief Secy) 6/2/34

45 A and

72 72

46 Done 7/2

7 2 34

To The Municipal Commissioner, Bangalore city | 79

Dn L 6204 dated 10-2-1936

Returns the records

47 Draft enquiring how the matter stands is submitted for approval as a reply is due to the Bishop of Mysore

Rmr 22/6

48 Issued Dn L 29 dated 3-7-34

✓ Sms B till 19/2 32

Serial No

From
the municipal Comr, Bhimavaram
No Cg—2255/34-35 dt 10 X 34
states that Mr. Bhadrappa has not
produced the Mahazar or papers
he also taken back the plans sub
by him that the papers have
therefore been filed

4 In the circs it is subd
that the matter need not be
pursued further & the file will
be closed

for perusal of the
Mun' Comr's letter

OFFIC OF THE SECOND MEMBER OF COUNCIL 27 OCT 1934 NO

WD 0494—GPB—15,000—12-10-33

File No | of 193 | General and Revenue Secretariat

Serial No

L S G

780

If there is any information on this subject please let me See & The Secretary

BISHOP'S HOUSE
BANGALORE

8 papers

Connected

Dear Mr Krishna Rao

GEN & REV SECT. Mel-33-11

1 AUG 1937

LS G BGA

I intended to call on you, and to present you personally this letter, with the assurance of my respects but I am urgently called at Mysore After my return I shall make it an agreable duty to present you my respects

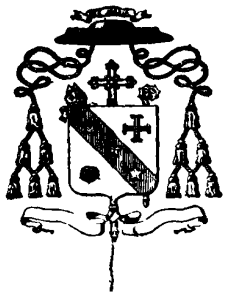
Yours Sincerely

+ M Despatures,
Bishop of Mysore

BISHOP S HOUSE
BANGALORE

8th August

To
The Dewan of Mysore



MSR F-C
AUG 1933 E

Sir

I have the honor to submit to your kind consideration the enclosed letter addressed to the Chairman of the Bangalore City municipal Board by the Reverend P L Briand, catholic priest, in charge of St- Joseph's Church, City

The Reverend gentleman came to understand that a Cinema-Theatre will be shortly erected in the neighbourhood of the above-said Church and he has some reason to fear that such a building, being so close to a place of worship some difficulties may arise in future

The performances of such an institution do generally take place at night in some occasions the affluence of the passers-by may be a source of disturbances for the worshippers and also fo the Convent and the Girls' Boarding House which are in the vicinity

I do therefore ask Your Honor to be so good as to prevent such a building to be erected so close to the Church the Convent and the Girls' Boarding, and to suggest that a more distant place should be chosen for such a project

I have the honor to be, Sir

your most obedient servant

+ M Despatures.
Bishop of Mysore

congregation coming [illegible]

for service, and it would not also be consistent

To,

The Muncipal Commissioner,

BANGALORE CITY.

From,

Rev Fr. P. Briand,

Parish Priest,

St Joseph's Church,

BANGALORE CITY

Dear Sir

I am the Parish Priest of St. Joseph's Church Bangalore City, which is situated at the junction opposite the Police Training School, Bangalore City My parish consists of over four thousand Catholics who attend my church This church has been in existence for more than eighty years, and has enjoyed every consideration since then that is due to a church that administers to the need of an important section of the population of Bangalore City

I am given to understand that some persons propose building a theatrical or Cinema Hall by the side of the Church to the west on the other side of the road on a vacant plot of land which is within two hundred feet of the Church If the Municipality should be pleased to grant sanction for the construction of the building, and if the building should be erected, it would be a great source of annoyance and disturbance to the congregation coming to the church for prayers or for service, and it would not also be consistent

with the respect and consideration due to such an important and religious institution and the feelings and sentiments of an important community In addition to ceremonial services throughout the year nearlyevery day public prayers or services are said or held daily both in the mornings and the evenings, and people are always present in the Church till late at night As the Blessed Sacrament is kept in the church throughout the day and the night the cinema or theater will cause not only serious arroyance to the people that come to the Church to visit the Holy Sacrament but involve actual disrespect to our religion Moreover as films unacceptable to Catholic ideals and traditions are likely to be exhibited it will be a source of additional annoyance and unwholesome influence especi lly on the younger members of the parish

I might also mention that at the back of the proposed cinema hall is a large boarding school for the better class of Indian Girls There is also a large Convent for the nuns and girls behind the boarding school All these institutions are likely to be seriously affected There is also an ancient graveyard behind the church on the opposite side of the road and the locality from time immemorial has been devoted to Catholic institutions whose sentiments have received every consideration

I am given to understand that the gentleman proposing to build this cinema or theatrical hall attempted to get sanction to construct one on or in the vicinity of Narashimaraja Road, but a strong protest was made by the Muslims who contemplate

building a Mosque in that locality on the ground of the nuisance that it would cause to the worshippers in the Mosque For this reason the sanction was withdrawn by case is much stronger as the Cinema is now proposed to be built will be next to a Church which has been in existence for more than three quarters of a century

There is yet another aspect of the matter there is very heavy traffic on the road opposite my church in the Cantonment road, also Carlton road, which runs on the western side of the Church If a Theatrical hall is built at this junction it would be dangerous to the public who use these thoroughfares

I, therefore, beg to request that you will be pleased not to sanction if one should be applied for to build a Theatrical or Cinema hall in the neighbourhood of my church

Thanking you in anticipation,

I beg to remain,

Sir,

Your most obedient servant,

Paul Briand

Parish Priest

Bangalore City

8th August 1933

Appendix F G—1]

SUBJECT

2275

Section ML
File No 1—33
Serial No 12

Diary No of letter replied to '

No C 1282

To
Rev M Despatures
Bishop of Mysore
Bishop's House, Bangalore

General and Revenue Secretariat
( )
the *193*

Date of issue 14/8/33

Signed by M. A Sastra Rao

Rev Fr,

I am directed to acknowledge the receipt of your letter, dated 8th August 1933 regarding the construction of a cinema hall near the St Joseph's Church Bangalore city and to state that the matter is receiving the attention of the Govt

List of enclosures

I have etc

14/8 for Chief Secretary

Copied by

GTD—15,000—

No 1282/Rel 1-33-12 Dated 14/8/33

From

R Ranga Rao, Esq , B A , B L ,
Chief Secy to Govt

To

Rev M Despatures,
Bishop of Mysore,
Bishop's Home, Bangalore

14th August 1933

xxx

Rev Father,

I am directed to acknowledge the receipt of your letters dated 8th August 1933 regarding the construction of a Cinema Hal near the St Joseph's Church, Bangalore City and to state that the matter is receiving the attention of Government

I have the honor to be,

Rev Father,

Your most obedient servant,

For Chief Secretary to Government.

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSO"

General and Revenue Secretaria[t]

Dated Bangalore 14th August 193[3]

No L 1291

From Ml 1-33-13 encl 2

The *Chief Secretary to the Government of His Highness the Maharaja of Mysore*

To

The Municipal Commissioner, Bangalore City
Through The President City Municipal Council Bangalore
Sir

I am directed to forward herewith letter dated 8th August 1933 from the Bishop of Mysore, ~~together with its enclosures~~ and its enclosure complaining ~~about~~ the proposed erection of a Cinema Hall near the St Joseph's Church Bangalore City and to request you to be so good as to submit a detailed report in the matter, with the connected records

The matter may kindly be treated as urgent

I have the honor to be,
Sir,
Your most obedient servant

For Chief Secretary to Government

To be kindly returned.

CH 2

G R S 31]

No

From

The/ Chief Secretary to the Government of His Highness the Maharaja of Mysore ~~General Department~~ Bangalore.

To

The Municipal Commissioner,
Bangalore City,
(Through the President, City Municipal Council, Bangalore)

the 15th August 1933 ~~19xx~~

G nl a d R v
S tar at

Sir,

I am directed to forward herewith copies of letter dated 8th August 1933, from the Bishop of Mysore, and of its enclosure complaining of the proposed erection of a Cinema Hall near the St Joseph's Church, Bangalore City, and to request you to be so good as to submit a detailed report in the matter, with the connected records

The matter may kindly be treated as urgent

I have the honour to be,

S i r,

Your most obedient servant,

for Chief Secretary to Government

K M R 2/15-8 (1B—5 000—3 5 06

Letter dated 8th August 1933 from the Bishop of Mysore, to the Dewan of Mysore, Bangalore.

I have the honor to submit to your kind consideration the enclosed letter addressed to the Chairman of the Bangalore City Municipal Board by the Reverend P M Briand, Catholic Priest in charge of St Joseph's Church, City.

The Reverend gentleman came to understand that Cinema-Theatre will be shortly erected in the neigh bourhood of the above said Church, and he has some reason to fear that such a building, being so close to a place of worship, some difficulties may arise in future. The performances of such an institution do generally take place at night, in some occasions the affluence of the passers-by may be a source of disturbances for the worshippers and also for the Convent and the Girls' Boarding Home House which are in the vicinity.

I do therefore ask Your Honor to be so good as to prevent such a building to be erected so close to the Church the Convent and the Girls' Boarding and to suggest that a more distant place should be chosen for such a project

I have the honor to be, sir, your most obedient servant,

"Copy"

Chief Secretary to Government

Letter dated 8th August 1933, from Rev Fr P M Briand Parish Priest, St Joseph's Church, Bangalore City, to the Municipal Commissioner, Bangalore City

---

I am the Parish Priest of St Joseph's Church Bangalor City, which is situated at the junction opposite the Police Training School, Bangalore City My parish consists of over four thousand Catholics who attend my church This church has been in existence for more than eighty years, and has enjoyed every consideration since then that is due to a church that administers to the need of an important section of the population of Bangalore City

I am given to understand that some persons propose building a theatrical or Cinema Hall by the side of the Church to the West on the other side of the road on a vacant plot of land which is within two hundred feet of the Church If the Municipality should be pleased to grant sanction for the construction of the building, and if the building should be erected, it would be a great source of annoyance and disturbance to the congregation coming to the church for prayers or for service, and it would not also be consistent with the respect and consideration due to such an important religious institution and the feelings and sentiments of an important community In addition to ceremonial services throughout the year nearly every day public prayers or services are said or held daily both in the mornings and the evenings, and people are always present in the Church till late at night As the Blessed Sacrament is kept in the church throughout the day night the cinema or theater will cause not only se

visit the Holy Sacrament but involve actual disrespect to our religion Moreover as films unacceptable to Catholic ideals and traditions are likely to be exhibited it will be a source of additional annoyance and unwholesome influenc especially on the younger members of the parish

I might also mention that at the back of the proposed cinema hall is a large boarding school for the better class of Indian Girls There is also a large Convent for the nuns and girls behind the boarding school All these institutions are likely to be seriously affected There is also an ancient graveyard behind the church on the oppos ite side of the road and the locality from time immemorial ha been devoted to Catholic institutions whose sentiments have received every consideration

I am given to understand that the gentleman proposing to build this cinema or theatrical hall attempted to get sanction to construct one on or in the vicinity of Narashimaraja Road, but a strong protest was made by the Muslims who contemplate building a Mosque in that locality the ground of the nuisance that it would cause to the wors pers in the mosque For this reason the sanction was with- drawn My case is much stronger as the Cinema now proposed to be built will be next to a Church that has been in exis for more that three quarters of a centuary

There is yet another aspect of the matter There is heavy traffic on the road opposite my church in also on Sultan Road, which [redacted] the Western Church

it would be dangerous to the public who use these thoroughfares

I, therefore, beg to request that you will be pleased not to grant sanction if one should be applied for to build a Theatrical or Cinema Hall in the neighbourhood of my church

Thanking you in anticipation

"Copy"

For Chief Secretary to Government

K " R 2/15-8

Ml 1-33-17

CITY MUNICIPAL OFFICE,

No G To 73/one file

Bangalore City Dated 26th August 1933

31

1104/L

FROM

P H KRISHNA RAU ESQ M A
MUNICIPAL COMMISSIONER
BANGALORE CITY

To

R Ranga Rao, Esq B A ,B L ,
Chief Secretary to the Govt of
His Highness the Maharaja of Mysore,
Bangalore

Sir

With reference to your letter No L 1291/Ml 1-33-13 dated 15th August 1933, forwarding copy of letter dated 8th August 1933 from the Bishop of Mysore, together wi[redacted]s enclosure complainin of the proposed erection of a cinema Hall near St Joseph's Church Bangalore City, and requesting for a detailed report in the matter with connected records, I have the honour to state that one Mr Hoskote Bhadrappa, has sent in plans for the construction of a theatre on his site near the church and the Health Officer has called upon the applicant to ~~produce~~ furnish a mahazar signed by the neighbouring residents to the effect that they have no objection for the erection of such a cinema hall

Mr Hoskote Bhadrappa has not yet sent the required mahazar The present letter will be treated as an objection to the grant of a license and the license application will be dispose of on its merits The connected records accompany

I have the honour to be,
Sir
Your most obedient servant

Municipal Commissioner

Forwarded with compliments

Hon President

Appendix F G—1]

SUBJECT

Section MR
File No 1-33
Serial No 55

'ıary No of letter replied to

No L 4954 dated 5-1-34

To

The Municipal Commissioner
Bangalore city
(Thro' The President)

General and Revenue Secretariat

( )

the *193*

Date of issue 5-1-34

Signed by Mr A Subba Rao

Sir,

With reference to your letter no G 20 73 dated the 26/31 st August 1933 reporting that the application for license by Mr Hasaka Bhadrappa for the construction of a theatre on his site near the St Joseph's Church, Bangalore city, would be disposed of on its merits, I am directed to enquire

List of enclosures

Copied by

Examined by ..

WD 0877—GPB [illegible],000—8-11-33

Whether the matter has since been disposed of and if so, how.

The form of an early reply is requested

J Chavez

Asst Chief Leg Bureau
for Atty

2
Oct 5th '34

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE

General and Revenue Secretariat

No L 4954 Bangalore Dated 5th January 1934

Ex 5

Ml 1-33-55

From

The *Chief Secretary to the Government of His Highness the Maharaja of Mysore*

To

The Municipal Commissioner,
Bangalore City,

(Through the President, Bangalore City Municipality)

Sir

With reference to your letter No G To 73 dated the 26th/31st August 1933 reporting that the application for -- license by Mr Hoskote Bhadrappa for the construction of a theatre on his site near the St Joseph's Church, Bangalore City, would be disposed of on its merits, I am directed to enquire whether the matter has since been disposed of and if so, how

The favour of an early reply is requested

I have the honour to be,
Sir,
Your most obedient servant,

Subba Rao

for CHIEF SECRETARY TO GOVERNMENT

VVK 2

No G To 256 /

CITY MUNICIPAL OFFICE

Bangalore City Dated 1st February 1934

Rl 1-33-74 3

FROM

P H KRISHNA RAU ESQ M A
MUNICIPAL COMMISSIONER
BANGALORE CITY

GEN & REV SEC
6 FEB 1934
LG & BRA

To

R Ranga Rao, Esq , B A ,B L ,
Chief Secretary to the Government of Lysore,
BANGALORE

5 FEB 1934

Sir,

With reference to your letter No L 4954/L1 1-33-55 dated 5-1-1934, enquiring whether the application of Mr Koskote Bhadrappa, for license to construct a theatre on his site near St Joseph's Church, Bangalore City, has since been disposed of, I have the honour to state that as already reported in this Office letter No G To 73 dated 31-8-1933, no mahazar from the neighbouring residents of the locality has been received from Mr Koskote Bhadrappa and so no further action has been taken

The license papers sent with his Office letter No G To 73 of 31-8-33 may kindly be returned

I have the honour to be,
Sir,
Your most obedient servant,

Municipal Commissioner

Forwarded with compliments,

President.

Appendix F G—1]

SUBJECT

Section Mc

File No 1-33

Serial No 79

No L6204 / Sel sec 33

Diary No of letter replied to

To The Municipal Commissioner
Bangalore city
(through the President)

General and Revenue Secretariat

( )

the *193*

Sir,

With reference to your letter No G T 256 dated 3-2-34 stating that no further action has been taken on the application of Mr Hukkote Bhadrappa for license to construct a theatre near the St Joseph's Church Bangalore city as Bhadrappa has not produced the necessary Panchayat from the neighbouring residents, I am directed to return herewith the records received with your letter G To 73 dated 31-8-33 on the subject

Date of issue 10-2-34

Signed by for S R Acharya

I have etc

for Chief Secretary to Govt

List of enclosures

Copied by

WD 0677—G P B—15,000—8-11-33

Exhibit

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE

General and Revenue Secretariat

Dated Bangalore 8th February 1934

No 26204/Misc-33-79 To R Records

From

The Chief Secretary to the Government of His Highness the Maharaja of Mysore

To

The Municipal Commissioner
Bangalore City

THROUGH the President

Sir

With reference to your letter No G To 256 dated 3rd February 1934 stating that no further action has been taken on the application of Mr Moskote Phadrappa for license to construct a theatre near the St Joseph's Church Bangalore City as Mr Phadrappa has not produced the necessary Nahazar from the neighbouring residents I am directed to return herewith the records received with your letter No G To 73 dated 31st August 1933 on the subject

I have the honour to be
Sir
Your most obedient servant

for Chief Secretary to Government

G R S App F G 3

GENERAL AND REVENUE SECRETARIAT

(Continuation sheet draft form)

No L299 3-7 34

To

The Municipal Comm—
Bangalore city
(through the Presidn

Sir,

In continuation of this office letter No L 6204/ME 1-33-79 dated 10-2-34 returning the records re grant of licence to Mr Hotkote Bhadrappa to construct a theatre near the St Joseph's Church, Bangalore city, I am directed to enquire how the matter stands

I have etc

for chief Secy to Govt

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA &c.

General and Revenue Secretariat

Bangalore Dated 31st July 1934

No L 29

From

The *Chief Secretary to the Government of His Highness the Maharaja of Mysore*

To

The Municipal Commissioner, Bangalore City

Through the President, City Municipal Council, Bangalore

Sir

In continuation of this office letter No L 6024/M1 1-33-79, dated 10th February 1934, returning the records re grant of license to Mr Hoskote Bhadrappa to construc a theatre near the St Joseph's Church, Bangalore City, I am directed to enquire how the matter stands

I have the honor to be,
Sir,
Your most obedient servant,

For Chief Secretary to Government

TRM 2

No C3-2259/34-35

City Municipal Office

Dated, Bangalore 10th Oct 1934

1082.

FROM

M Seshadri, Esq , M A ,
Municipal Commissioner
Bangalore City

To

R Ranga Rao, Esq , B A , B L ,
Chief Secretary to the Government of
His Highness the Maharaja of Mysore
Bangalore

Sir

With reference to your letter No L 29 dated 3rd July 1934 and subsequent reminder No L 1947 dated 17th September 1934 requesting to state how the construction of a Theatre near the St Joseph's Church by Mr Hoskote Bhadrappa stands, I have the honor to state that Mr Bhadrappa has not produced the Mahazar so far, and has also taken back the plans submitted by him The papers have therefore been filed

I have the honor to be,
Sir,
Your most obedient servant,

Municipal Commissioner

ss

Forwarded with compliments

Hon President